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Attorneys for Masco Contractors Services West, Inc., a California corporation and
Coast Insulation Contractors, Inc., a California corporation

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

MASCO CONTRACTORS
SERVICES WEST, INC., a
California corporation and COAST
INSULATION CONTRACTORS,
INC., a California corporation

Plaintiffs,

vs.

NEW HAMPSHIRE INSURANCE
COMPANY, a New Hampshire
corporation, and NATIONAL
UNION FIRE INSURANCE
COMPANY OF PITTSBURGH,
PA., a Pennsylvania corporation

Defendants.

CASE NO.: 04-04183 MJJ

**STIPULATION AND ~~PROPOSED~~
ORDER DISMISSING ACTION WITHOUT
PREJUDICE AS TO DEFENDANT
NATIONAL UNION FIRE INSURANCE
COMPANY OF PITTSBURGH, PA**

Settlement Conference: August, 2005
Pretrial Conference Date: Sept. 27, 2005
Trial Date: October 11, 2005

Plaintiffs MASCO CONTRACTORS SERVICES WEST, INC., and COAST
INSULATION CONTRACTORS, INC. ("Plaintiffs") and Defendant NATIONAL
UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PA. ("Defendant")
hereby agree and stipulate, through their counsel of record, that the above-captioned
action be and hereby is dismissed, without prejudice, as to Defendant NATIONAL
UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PA., pursuant to the
Court's request and FRCP 41(a)(1). At the Court's request, this matter is being
dismissed without prejudice, with the option of being re-filed by Plaintiffs.

1 IT IS SO STIPULATED:

2 Dated: August 5, 2005

HINES SMITH
MARC S. HINES
MICHELLE L. CARDER

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6 Marc S. Hines

7 Marc S. Hines
8 Attorneys for Plaintiffs
9 Masco Contractors Services West, Inc.,
Coast Insulation Contractors, Inc.

10 Dated: August 5, 2005

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13 MCCURDY & FULLER
Vanci Y. Fuller

14 Vanci Y. Fuller
15 Attorneys for Defendant
16 National Union Fire Insurance
Company of Pittsburgh, PA.

17 PURSUANT TO STIPULATION, IT IS ORDERED as follows:

18 This action is hereby dismissed without prejudice as to Defendant NATIONAL
19 UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PA.

20 9/6/2005

21 Martin J. Jenkins

22 Martin J. Jenkins
23 United States District Judge
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